

**IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF DELAWARE**

ANTHONY M. PATERNOSTER )

Plaintiff, )

v. )

C.A. No. 07-446 SLR

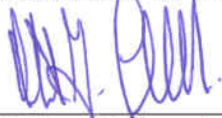
SUPERVALU, INC. d/b/a ACME )  
MARKETS, INC. and ACME MARKETS )  
INC. )

Defendants. )

**STIPULATION OF DISMISSAL WITH PREJUDICE**

IT IS HEREBY STIPULATED and agreed by and between plaintiff Anthony Paternoster and defendants SUPERVALU, INC. d/b/a/ Acme Markets, Inc. and Acme Markets, Inc., by and through their undersigned counsel, that plaintiff's claims against the defendants are dismissed with prejudice, each party to bear its own costs and attorneys' fees.

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Inc.*

Date: 6/19/2008

Date: 6/25/08